

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**INVENTORS:**

~~Bill J. Pope~~  
Jeffrey K. Taylor  
Richard H. Dixon  
Michael A. Vail  
Kenneth M. Jensen

**ASSIGNEE:**

Diamicron, Inc.

**DOCKET:**

6061 P

**TITLE:**

Prosthetic Knee Joint Having at Least One Diamond Articulation Surface

Assistant Commissioner for Patents  
Washington, DC 20231

**DECLARATION FOR PATENT APPLICATION**

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention as entitled above and the specification of which is filed herewith. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby appoint Daniel P. McCarthy (Reg. No. 36,600) and Lloyd W. Sadler (Reg. No. 40,154) as my representatives and attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. All communications should be directed to Mr. McCarthy at the following address or telephone number:

Daniel P. McCarthy  
McCarthy & Sadler, LC  
39 Exchange Place  
Suite 100  
Salt Lake City, Utah 84111  
(801) 323-9399

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of inventor:

Bill J. Pope

Both residence and postal address of inventor:

Address:

461 Hobble Creek Road

City:

Springville

State:

Utah

Zip Code

84663


Country:

USA

Citizenship:

USA

Inventor's Signature:

  
\_\_\_\_\_  
Jan 24, 2000

Date:

Full name of inventor:

Jeffery  
Jeffrey K. Taylor

Both residence and postal address of inventor:

Address:

5502 Saint Francis Circle West

City:

Loomis

State:

California

Zip Code

95650

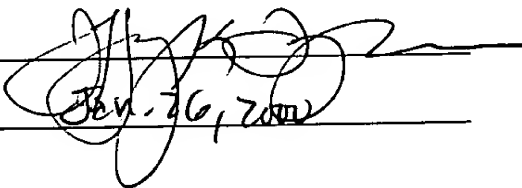
Country:

USA

Citizenship:

USA

Inventor's Signature:

  
\_\_\_\_\_  
Jan. 26, 2000

Date:

Full name of inventor:

Richard H. Dixon

Both residence and postal address of inventor:

Address:

3608 North 180 East

City:

Provo

State:

Utah

Zip Code

84604

Country:

USA

Citizenship:

USA

Inventor's Signature:



Date:

1/24/2000

Full name of inventor:

Michael A. Vail

Both residence and postal address of inventor:

Address:

5008 Marilyn Drive

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Salt Lake City

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Zip Code

84117

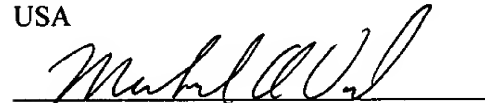
Country:

USA

Citizenship:

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Inventor's Signature:



Date:

Jan 26, 2000

Kenneth M. Jensen

275 East 1075 North  
Springville  
Utah  
84663  
USA  
USA

275 East 1075 North

## Springville

## Utah

84663

USA

USA

Kenneth M. Jones

Jun 28, 2000

[illegible]

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**INVENTOR:** Bill J. Pope  
Jeffrey K. Taylor  
Richard H. Dixon  
Michael A. Vail  
Kenneth M. Jensen

**ASSIGNEE:** Diamicron, Inc.

**DOCKET:** 6061 P

**TITLE:** Prosthetic Knee Joint Having at Least One Diamond Articulation Surface

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Washington, DC 20231

**VERIFIED STATEMENT (DECLARATION)  
CLAIMING SMALL ENTITY STATUS**

**--INDEPENDENT INVENTOR--  
(37 CFR 1.9(c) and (f) and 1.27(b))**

As the below named inventor, I hereby declare that I qualify as independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention as entitled above and as described in the specification filed herewith.

I have not assigned, granted, conveyed or licensed and are under no obligation under contract or law to assign, grant, convey or license any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the due date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Louis M. Pope

Signature of Inventor

Jan 24 '00

Date

Louis M. Pope Jan 24, 2000

Signature of Inventor

Richard H. Pope

Date

1/24/2000

Signature of Inventor

1/24/2000

Date

Mark L. Wall

Signature of Inventor

Jan 26, 2000

Date

Jan 26, 2000

Signature of Inventor

Jan. 26, 2000

Date

Kenneth M. Jern

Jan 28, 2000

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**ASSIGNEE:** Diamicron, Inc.

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Washington, DC 20231

**VERIFIED STATEMENT (DECLARATION)  
CLAIMING SMALL ENTITY STATUS**

**--SMALL BUSINESS CONCERN--  
(37 CFR 1.9(f) and 1.27(c))**

I hereby declare that I am an official of the small business concern identified below and that I am empowered to act on behalf of said concern:

**NAME OF CONCERN:** Diamicron, Inc.

**ADDRESS OF CONCERN:** 1186 South 1680 West  
Orem, Utah 84058

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office in that the number of employees of the business concern does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party controls or has the power to control both.

Year	1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036	2037	2038	2039	2040	2041	2042	2043	2044	2045	2046	2047	2048	2049	2050	2051	2052	2053	2054	2055	2056	2057	2058	2059	2060	2061	2062	2063	2064	2065	2066	2067	2068	2069	2070	2071	2072	2073	2074	2075	2076	2077	2078	2079	2080	2081	2082	2083	2084	2085	2086	2087	2088	2089	2090	2091	2092	2093	2094	2095	2096	2097	2098	2099	2100
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1/24/2000